Remedy for a decided case

1477. SHRI MD. SALIM: Will the PRIME MINISTER be pleased to state:

(a) what would be the remedy in a decided case, if an affected person defects later on that the affidavit submitted by his opponent in the Court was wrong and fabricated and Judges gave their decision on that affidavit, result of which he lost the case;

(b) can this be again challenged in a Court of Law;

(c) if so, the details thereof; and

(d) if not, the reasons therefor?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) to (d) The Department of Legal Affairs do not offer opinion to any person outside the Government.

Transfer of Judges from Tis Hazari Court

1478. SHRI GHUFRAN AZAM: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that some of the judges have been transferred from Tis Hazari Court to another court in May, 1993;

(b) whether it is also a fact that in some cases neither any judges have been appointed in their place nor their cases have been transferred to any other court as a result of which the litigants have been facing hardships for the last three months;

(c) if so, the reasons thereof; and

(d) the steps taken/being taken by Government to solve the problems of litigants of Tis Hazari Court?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) to (d) The information is being collected from the Government of National Capital Territory of Delhi and Delhi High Court and will be laid on the Table of the House.

Election Commission and West Bengal Government

1479. SHRI IQBAL SINGH:
SHRI SURESH PACHOURI:

Will the PRIME MINISTER be pleased to state:

(a) whether there has been a difference of opinion among Election Commission West Bengal Government and the Central Government on the powers and functions of the Election Commission;

(b) if so, whether this had resulted in delay in issuing a notification with regard to election of Rajya Sabha Members from West Bengal;

(c) whether in past also there had been some dispute between the Election Commission and Central Governments about powers and functions of Election Commission; and

(d) if so, what are the State Governments proposals to settle the issue and whether a Legislation is being introduced?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Yes, Sir.

(b) Yes, Sir.

(c) Yes, Sir.

(d) The issue of the appointment of a Chief Electoral Officer in the West Bengal has since been settled. There is no proposal at present to introduce any legislation in this behalf.

Second Appeal to High Court

1480. SHRI S. S. AHLUWALIA: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that Government have decided to abolish the right

of the people to make a second appeal to the High Court in Civil matters;

(b) if so, what are the details thereof and the reasons therefor; and

(c) how much work load is likely to be lessened by this decision of Government?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) No, Sir.

(b) and (c) Does not arise.

[Transferred to 10th August, 1993].

Assembly Elections in J & K

1482. SHRI TARA CHARAN MAJUMDAR: Will the PRIME MINISTER be pleased to state:

(a) whether Government propose to hold Assembly Elections in Jammu and Kashmir; and

(b) if so, by when it is likely to be completed?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Yes, Sir.

(b) It is not possible, at present, to indicate any time frame for completion of elections in Jammu and Kashmir.

Accident claims cases in T.N.

1483. SHRI S. MUTHU MANI: Will the PRIME MINISTER be pleased to state:

(a) the number of cases relating to accident claims pending with district Courts and High Court in Tamil Nadu; and

(b) what action Government propose to take to expedite the same?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) The information is being collected and will be laid on the Table of the House.

(b) The various recommendations made by the Arrears Committee, which examined the problem of arrears in the Courts, covering various aspects like jurisdictional and procedural modifications/improvements in the judiciary; improvements in the infrastructural facilities including modernisation of office equipments in Courts and in day-to-day working of the Courts; setting up of Conciliation Courts and also making it applicable to proceedings before Motor Accidents Claims Tribunals etc., have been commended to all the concerned State Governments/High Courts including the Madras High Court for necessary follow-up action.

Lok Adalats

1484. DR. NARREDDY THULASI REDDY: Will the PRIME MINISTER be pleased to state:

(a) how many Lok Adalats were held in the country and in Andhra Pradesh during 1992-93 and how many cases were settled; and

(b) what further steps are proposed for strengthening Lok Adalat Movement in the country?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) As per information received by the Committee for Implementing Legal Aid Schemes (CILAS) from the State Legal Aid and Advice Boards, as on 20-7-1993, 8,041 Lok Adalats have been organised in the country so far where 39,38,881 cases have been settled. As per information available with CILAS, 125 Lok Adalats were held in the State of Andhra Pradesh during 1992-93 where 11,622 cases were settled.